

December 5, 2017

VIA ECF

The Honorable Jesse M. Furman
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: Koopmann et al. v. Fiat Chrysler Automobiles N.V. et al., 1:15-cv-07199-JMF (S.D.N.Y.)

Dear Judge Furman:

We represent Lead Plaintiffs Gary Koopmann, Timothy Kidd and Plaintiff Victor Pirnik (“Plaintiffs”) in the above-captioned Action. We write pursuant Paragraph 1.A of Your Honor’s Individual Rules to bring to the Court’s attention a recent development relevant to this Action.

As the Court is aware, on November 27, 2017, Defendants “tagged” this Action to the Multidistrict Litigation (“MDL”) pending before Judge Chen in the Northern District of California. *In Re: Chrysler-Dodge-Jeep Ecodiesel Marketing, Sales Practices and Products Liability Litigation*, MDL 2777 (ECF. 128). Yesterday afternoon, we received notice from the Judicial Panel on Multidistrict Litigation (“JPMDL”) that “The Clerk of the Panel has determined the listed action(s) is not appropriate for inclusion in this MDL.” *Id.* at (ECF. 129) (Text only entry). As a result, this Action will remain separate from the MDL unless Defendants choose to move for a transfer of this Action pursuant to JPMDL Rule 7.1(b)(i).

Respectfully submitted,

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cc: All counsel (by ECF)